

Amendment No. 1 to HB1086

**Jones U
Signature of Sponsor**

AMEND Senate Bill No. 1251*

House Bill No. 1086

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

By deleting all language following the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 3-6-104, is amended by deleting subsection (h) in its entirety and by substituting instead the following:

(h) Notwithstanding any other provision of law to the contrary, the registry of election finance shall create a form for persons to register as volunteer lobbyists and shall maintain a volunteer lobbyist list that shall be posted on their web site. A person shall not be required to pay a fee for registering as a volunteer lobbyist but shall be required to register pursuant to this subsection. As used in this section, a "volunteer lobbyist" is anyone who engages in lobbying without pay or consideration.

SECTION 2. Tennessee Code Annotated, Section 3-6-105, is amended by deleting the language ", fixed or contingent," from subsection (c).

SECTION 3. Tennessee Code Annotated, Section 3-6-106, is amended by deleting the section in its entirety and by substituting instead the following:

(a) Every person registered under this chapter shall file with the registry of election finance a signed report concerning the person's lobbying activities. The report shall be made under oath and shall contain a statement that a false statement on the report is subject to the penalties of perjury. The report shall be filed quarterly.

(b) Such report shall be written and shall contain the following:

(1) A report detailing the extent of any direct business arrangement or partnership with any candidate for public office and any official in the legislative or executive branch; provided, that this requirement does not apply to such arrangement or partnership entered into prior to July 1, 1975;

(2) An itemized list by date, beneficiary, amount, and circumstance of the transaction of each political contribution of more than one hundred dollars (\$100) made by the registrant or anyone acting at the specific direction of the registrant to benefit a candidate for public office, an official in the legislative branch, or an official in the executive branch;

(3) A list of aggregated expenses for food, refreshments, meals, foodstuffs, entertainment, and beverages that are provided to members of the general assembly, excluding expenses in connection with an event to which invitations are extended to the entire membership of the general assembly; and

(4) The name of any member of the general assembly who is immediate family.

(c) Any person providing funds to make a gift or expenditure other than a political contribution for the purpose of lobbying shall comply with the reporting requirements of this section whenever the purpose of such funds is to assist indirectly an official of the executive or legislative or judicial branch or any state educational institution to lobby a specific program or programs on which legislative action is pending. Such person shall also report the source and amount of the funds from which such gift or expenditure is made.

(d) When the employer of a lobbyist makes a gift or an expenditure to an official in the legislative branch, and the lobbyist has no prior actual knowledge of such gift or expenditure, such lobbyist shall not be responsible for including such gift or expenditure in the reports required by this chapter.

(e) The reports required pursuant to subsection (b) shall be posted on the web site of the registry of election finance.

SECTION 4. Tennessee Code Annotated, Section 3-6-111, is amended by deleting the section in its entirety and by substituting instead the following:

No employment agreement between a lobbyist and the employer of a lobbyist shall contain a provision wherein the fee to be paid the lobbyist is contingent upon fulfillment of the terms of the contract.

SECTION 5. The provisions of this act shall take effect on July 1, 2005, the public welfare requiring it.